

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>JULIAN ALVARADO;</b>	)	
<b>JORGE ALVARADO; and</b>	)	
<b>MYNOR CHOX FRANCISCO,</b>	)	
	)	
<b>Plaintiffs,</b>	)	<b>No.: 3:16-cv-03030</b>
	)	
<b>v.</b>	)	
	)	
<b>BURKE SKELTON; and</b>	)	<b>Magistrate Judge Holmes</b>
<b>OUTDOORS UNLIMITED, INC.</b>	)	
	)	
<b>Defendants.</b>	)	

---

**PLAINTIFFS' RESPONSE IN OPPOSITION TO DEFENDANTS' REQUEST FOR FEES**

---

On October 24, 2017, Plaintiffs filed a motion, Dkt. 61, requesting this Court enter an order of civil contempt against Defendants' attorney, Mr. Bert McCarter, and impose monetary costs against the same, for violating this Court's Order, Dkt. 56. On November 8, 2017, Defendants filed their Response in Opposition, Dkt. 63 ("Response"). The conclusion of that Response states:

Therefore, Defendants request that Plaintiffs' Motion for Contempt be denied, and this Court award Defendants their attorneys' fees for being required to respond to this Motion.

Dkt. 63 at 15.

To the extent the Court construes this paragraph as a request by Defendants for fees against Plaintiffs or Plaintiffs' counsel, Plaintiffs hereby oppose that request. Plaintiffs' generalized opposition is not intended to constitute a waiver of any specific defenses, as Defendants' request is ambiguous as to the basis for the request and against whom the request is made. Plaintiffs respectfully ask that the Court deny Defendants' request for fees.

Dated: Nov. 17, 2017

Respectfully submitted,

/s/ Karla M. Campbell

Karla M. Campbell (BPR# 27132)  
Callie Jennings (BPR# 35198)  
Branstetter, Stranch & Jennings, PLLC  
223 Rosa L. Parks Avenue, Suite 200  
Nashville, TN 37203  
Tel.: (615) 254-8801  
Email: calliej@bsjfirm.com  
karlac@bsjfirm.com

*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I certify that on Nov. 17, 2017, the foregoing document was electronically filed with the Clerk of the Court using CM/ECF and served via the Court's Electronic Filing System to:

Bert W. McCarter  
101 North Maple Street  
Murfreesboro, TN 37130  
Tel.: (615) 893-9255  
Email: bertmccarter@mcelaw.com

*Attorney for Defendants, Outdoors Unlimited, Inc. and Burke Skelton.*

/s/ Karla M. Campbell

Karla M. Campbell